

## REPORT OF CONFERENCE COMMITTEE

# 2

MR. SPEAKER AND MADAM PRESIDENT:

We, the undersigned conferees, have had under consideration the amendments to the following entitled BILL:

H. B. No. 1631: Appropriation; Public Employees' Retirement System-administrative expenses; maintenance and operation of building.

We, therefore, respectfully submit the following report and recommendation:

1. That the Senate recede from its Amendment No. 1.
2. That the House and Senate adopt the following amendment:

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

7       **SECTION 1.** The following sum, or so much thereof as may be  
8 necessary, is hereby appropriated out of any money in the State  
9 Treasury to the credit of the Administrative Expense Account of  
10 the Public Employees' Retirement System for the purpose of  
11 defraying the administrative expenses of the Board of Trustees of  
12 the Public Employees' Retirement System, or out of any money in  
13 the State Treasury to the credit of the Retirement System Building  
14 Account of the Public Employees' Retirement System for the purpose  
15 of maintenance and general operation of the Retirement System  
16 Building, for the fiscal year beginning July 1, 2005, and ending  
17 June 30, 2006..... \$       9,219,430.00.

18       **SECTION 2.** Of the funds appropriated under the provisions of  
19 Section 1, not more than the amounts set forth below shall be  
20 expended for the respective major objects or purposes of  
21 expenditure:

22       MAJOR OBJECTS OF EXPENDITURE:

23       Personal Services:

24               Salaries, Wages and Fringe Benefits .. \$	6,169,430.00
25               Travel and Subsistence.....	75,000.00
26               Contractual Services .....	2,700,000.00
27               Commodities.....	275,000.00

28	Capital Outlay:	
29	Other Than Equipment .....	0.00
30	Equipment .....	0.00
31	Subsidies, Loans and Grants.....	0.00
32	Total.....	\$ 9,219,430.00

33	AUTHORIZED POSITIONS:		
34	Permanent:	Full Time .....	139
35		Part Time .....	0
36	Time-Limited:	Full Time .....	0
37		Part Time .....	0

38 With the funds herein appropriated, it is the intention of

39 the Legislature that it shall be the agency's responsibility to

40 make certain that funds required to be appropriated for "Personal

41 Services" for Fiscal Year 2007 do not exceed Fiscal Year 2006

42 funds appropriated for that purpose, unless programs or positions

43 are added to the agency's Fiscal Year 2007 budget by the

44 Mississippi Legislature. Based on data provided by the

45 Legislative Budget Office, the State Personnel Board shall

46 determine and publish the projected annual cost to fully fund all

47 appropriated positions in compliance with the provisions of this

48 act. It shall be the responsibility of the agency head to insure

49 that no single personnel action increases this projected annual

50 cost and/or the Fiscal Year 2006 appropriation for "Personal

51 Services" when annualized, with the exception of escalated funds.

52 If, at the time the agency takes any action to change "Personal

53 Services," the State Personnel Board determines that the agency

54 has taken an action which would cause the agency to exceed this

55 projected annual cost or the Fiscal Year 2006 "Personal Services"

56 appropriated level, when annualized, then only those actions which

57 reduce the projected annual cost and/or the appropriation

58 requirement will be processed by the State Personnel Board until

59 such time as the requirements of this provision are met.

60 Any transfers or escalations shall be made in accordance with  
61 the terms, conditions and procedures established by law or  
62 allowable under the terms set forth within this act. The State  
63 Personnel Board shall not escalate positions without written  
64 approval from the Department of Finance and Administration. The  
65 Department of Finance and Administration shall not provide written  
66 approval to escalate any funds for salaries and/or positions  
67 without proof of availability of new or additional funds above the  
68 appropriated level.

69 No general funds authorized to be expended herein shall be  
70 used to replace federal funds and/or other special funds which are  
71 being used for salaries authorized under the provisions of this  
72 act and which are withdrawn and no longer available.

73 The agency shall not take any action to promote or otherwise  
74 award salary increases through reallocation, reclassification,  
75 realignment, education benchmark, career ladder, or any other  
76 means to increase salaries of employees or positions, except for  
77 the award of teacher pay increases.

78 **SECTION 3.** It is the intention of the Legislature that the  
79 Board of Trustees of the Public Employees' Retirement System shall  
80 maintain complete accounting and personnel records related to the  
81 expenditure of all funds appropriated under this act and that such  
82 records shall be in the same format and level of detail as  
83 maintained for Fiscal Year 2005. It is further the intention of  
84 the Legislature that the agency's budget request for Fiscal Year  
85 2007 shall be submitted to the Joint Legislative Budget Committee  
86 in a format and level of detail comparable to the format and level  
87 of detail provided during the Fiscal Year 2006 budget request  
88 process.

89 **SECTION 4.** In accordance with the purposes of this article,  
90 there shall be established in the State Treasury the Public  
91 Employees' Retirement System Building Repair and Maintenance Fund,

92 into which shall be deposited all funds collected as rental income  
93 from the building owned by the system located at 301 North  
94 President Street, Jackson, Mississippi. At the end of each fiscal  
95 year, any and all unexpended funds shall be transferred to the  
96 Administrative Budget Fund of the system.

97 It is the intention of the Legislature that the system have  
98 the authority to escalate the Public Employees' Retirement System  
99 Building Repair and Maintenance Fund in an amount not to exceed  
100 Two Hundred Thousand Dollars (\$200,000.00) for repair and  
101 maintenance of the buildings owned by the system. All  
102 expenditures from the Public Employees' Retirement System Building  
103 Repair and Maintenance Fund shall be in accordance with this  
104 article and for the purposes designated herein.

105 **SECTION 5.** The money herein appropriated shall be paid by  
106 the State Treasurer out of any money in the State Treasury to the  
107 credit of the proper fund or funds as set forth in this act, upon  
108 warrants issued by the State Fiscal Officer; and the State Fiscal  
109 Officer shall issue his warrants upon requisitions signed by the  
110 proper person, officer or officers, in the manner provided by law.

111 **SECTION 6.** This act shall take effect and be in force from  
112 and after July 1, 2005.

CONFEREES FOR THE HOUSE

X (SIGNED)  
Stringer

X (SIGNED)  
Read

X (SIGNED)  
Brown

CONFEREES FOR THE SENATE

X (SIGNED)  
Gordon

X (SIGNED)  
Frazier

X (SIGNED)  
Davis